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5 Attorneys for Defendant  
6 TUMI, INC.

7  
8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10 SAN JOSE DIVISION  
11

12 VICTOR GAMALY, individually and on  
behalf of herself and all others similarly  
13 situated,

14 Plaintiff,

15 v.

16 TUMI, INC.; DOES 1 through 10,

17 Defendant.  
18

CASE NO. C 07-04758 JF

**NOTICE OF ENTRY OF ORDER**

19 TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

20 PLEASE TAKE NOTICE that on August 21, 2008, the Honorable Jeremy Fogel entered  
21 the attached Order for Dismissal in the above-referenced action in the above-entitled court.

22 Dated: August 22, 2008.

SEDGWICK, DETERT, MORAN & ARNOLD LLP

23  
24 By: 

Stephanie Sheridan  
Attorneys for Defendant  
TUMI, INC.  
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27

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5 Attorneys for Defendant  
6 TUMI, INC.

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8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10 SAN JOSE DIVISION  
11

12 VICTOR GAMALY, individually and on  
behalf of herself and all others similarly  
13 situated,

14 Plaintiff,

15 v.

16 TUMI, INC.; DOES 1 through 10,

17 Defendant.  
18

CASE NO. C 07-04758 JF


**[PROPOSED] ORDER FOR DISMISSAL**

19 The parties to this action submitted to the court a Stipulation for Dismissal with Prejudice  
20 on July 9, 2008, a copy of which is attached.

21 The Court Orders that this matter is hereby dismissed, with each party to bear its own  
22 attorneys fees and cost.

23 IT IS SO ORDERED.

24 Dated: August 21, 2008

  
Honorable Jeremy Fogel  
UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

1 SEDGWICK, DETERT, MORAN & ARNOLD LLP  
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6 Attorneys for Defendant  
TUMI, INC.

7  
8 Pierce Gore (State Bar No. 128515)  
GORE LAW FIRM  
9 900 East Hamilton Avenue, Suite 100  
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10 Telephone: (408) 879-7444  
11 Facsimile: (408) 376-0757  
Email: piercegore@gorelawfirm.com  
12

13 Attorney for Plaintiff  
VICTOR GAMALY  
14

15 UNITED STATES DISTRICT COURT  
16 NORTHERN DISTRICT OF CALIFORNIA  
17 SAN JOSE DIVISION  
18

19 VICTOR GAMALY, individually and on  
behalf of himself and all others similarly  
20 situated,

21 Plaintiff,

22 v.

23 TUMI, INC.; DOES 1 through 10,

24 Defendant.  
25

CASE NO. C 07-04758 JF

**STIPULATION FOR DISMISSAL WITH  
PREJUDICE**

Judge: Honorable Jeremy Fogel

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27 ///

28 ///

**SEDGWICK**  
DETERT, MORAN & ARNOLD, LLP

SP/1515281v1

1 IT IS HEREBY STIPULATED by and between the parties to this action through their  
2 designated counsel that the above-captioned action be and hereby is dismissed with prejudice  
3 pursuant to FRCP 41(a)(1). Each party is to bear its own attorneys' fees and costs.

4 DATED: July 5, 2008 GORE LAW FIRM

5  
6 By: P. Gore  
7 Pierce Gore  
8 Attorney for Plaintiff  
9 VICTOR GAMALY

10 DATED: July 8, 2008 SEDGWICK, DETERT, MORAN & ARNOLD LLP

11  
12 By: Stephanie Sheridan  
13 Stephanie Sheridan  
14 Attorneys for Defendant  
15 TUMI, INC.  
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SEDGWICK  
DETERT, MORAN & ARNOLD LLP

1 Victor Gamaly v. Tumi, Inc.

2 U.S.D.C., Northern District of California, Case No. C07-04758 JF

3 **PROOF OF SERVICE**

4 I am a resident of the State of California, over the age of eighteen years, and not a party to  
5 the within action. My business address is Sedgwick, Detert, Moran & Arnold LLP, One Market  
6 Plaza, Steuart Tower, 8th Floor, San Francisco, California 94105. On July 9, 2008, I served the  
7 within document(s):

8 **STIPULATION FOR DISMISSAL WITH PREJUDICE**

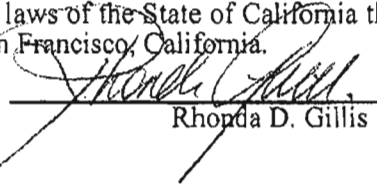
- 9 ☐ **FACSIMILE** - by transmitting via facsimile the document(s) listed above to  
10 the fax number(s) set forth on the attached Telecommunications Cover  
11 Page(s) on this date before 5:00 p.m.
- 12 ☐ **MAIL** - by placing the document(s) listed above in a sealed envelope with  
13 postage thereon fully prepaid, in the United States mail at San Francisco,  
14 California addressed as set forth below.
- 15 ☐ **PERSONAL SERVICE** - by personally delivering the document(s) listed  
16 above to the person(s) at the address(es) set forth below.
- 17 ☐ **OVERNIGHT COURIER** - by placing the document(s) listed above in a  
18 sealed envelope with shipping prepaid, and depositing in a collection box for  
19 next day delivery to the person(s) at the address(es) set forth below via \_\_\_\_.
- 20 ☒ **ELECTRONIC FILING** - by electronic transmission via the internet for  
21 uploading onto the District Court website/docket.

22 Pierce Gore, Esq.  
23 **GORE LAW FIRM**  
24 900 East Hamilton Avenue, Suite 100  
25 Campbell, CA 95008  
26 Telephone: 408.879.7444  
27 Facsimile: 408.346.0757  
28 Email: [piercegore@gorelawfirm.com](mailto:piercegore@gorelawfirm.com)

Attorney for Plaintiffs  
**VICTOR GAMALY**

I am readily familiar with the firm's practice of collection and processing correspondence  
for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same  
day with postage thereon fully prepaid in the ordinary course of business. I am aware that on  
motion of the party served, service is presumed invalid if postal cancellation date or postage  
meter date is more than one day after date of deposit for mailing in affidavit.

I declare under penalty of perjury under the laws of the State of California that the above  
is true and correct. Executed on July 9, 2008, at San Francisco, California.

  
Rhonda D. Gillis

Victor Gamaly v. Tumi, Inc.  
U.S.D.C., Northern District of California, Case No. C07-04758 JF

**PROOF OF SERVICE**

I am a resident of the State of California, over the age of eighteen years, and not a party to the within action. My business address is Sedgwick, Detert, Moran & Arnold LLP, One Market Plaza, Steuart Tower, 8th Floor, San Francisco, California 94105. On August 25, 2008, I served the within document(s):

**NOTICE OF ENTRY OF ORDER**

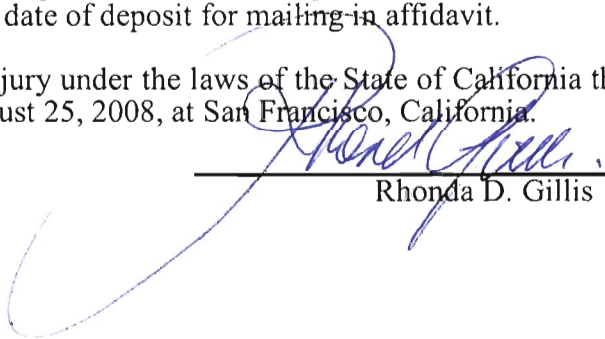
- ☐ **FACSIMILE** - by transmitting via facsimile the document(s) listed above to the fax number(s) set forth on the attached Telecommunications Cover Page(s) on this date before 5:00 p.m.
- ☐ **MAIL** - by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at San Francisco, California addressed as set forth below.
- ☐ **PERSONAL SERVICE** - by personally delivering the document(s) listed above to the person(s) at the address(es) set forth below.
- ☐ **OVERNIGHT COURIER** - by placing the document(s) listed above in a sealed envelope with shipping prepaid, and depositing in a collection box for next day delivery to the person(s) at the address(es) set forth below via \_\_\_\_.
- ☒ **ELECTRONIC FILING** - by electronic transmission via the internet for uploading onto the District Court website/docket.

Pierce Gore, Esq.  
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Attorney for Plaintiffs  
**VICTOR GAMALY**

I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing-in affidavit.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct. Executed on August 25, 2008, at San Francisco, California.

  
Rhonda D. Gillis